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BANK ONE CENTER/TOWER
111 MONUMENT CIRCLE, SUITE 3700
INDIANAPOLIS, INDIANA 46204-5137
(317) 634-3456

Primary Fax: (317) 637-7561 Secondary Fax: (317) 637-7587
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FAX COVER SHEET

Date: Thursday, August 25, 2005

Number of Pages: Cover sheet plus 14 page(s)

To: Commissioner for Patents

Company:

Your Reference: Serial No. 09/928,198

Fax Number: 571-273-8300

From: Thomas Q. Henry

Our Reference: 7040-377

Comments: Response to Action

CONFIRMATION OF RECEIPT REQUESTED IF CHECKED:

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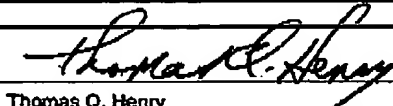
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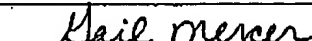
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Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4918). <h2 style="margin: 0;">FEE TRANSMITTAL</h2> <h3 style="margin: 0;">For FY 2005</h3>		Complete if Known																															
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Application Number	09/928,198																														
TOTAL AMOUNT OF PAYMENT (\$) 2150.00		Filing Date	August 10, 2001																														
METHOD OF PAYMENT (check all that apply)		First Named Inventor	James A. Hoffmann																														
<input type="checkbox"/> Check <input checked="" type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> None <input type="checkbox"/> Other (please identify): _____		Examiner Name	DeBerry																														
<input type="checkbox"/> Deposit Account Deposit Account number: <u>23-3030</u> Deposit Account Name: <u>Woodard, Emhardt, Moriarty, McNett & Henry LLP</u> For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)		Art Unit	1647																														
<input type="checkbox"/> Charge fee(s) indicated below <input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee <input checked="" type="checkbox"/> Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 <input checked="" type="checkbox"/> Credit any overpayments.		Attorney Docket No.	X12383N 7040-377																														
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.																																	
1. BASIC FILING, SEARCH, AND EXAMINATION FEES																																	
FILING FEES		SEARCH FEES																															
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3. APPLICATION SIZE FEE If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 C.F.R. 1.16(s).																																	
<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Total Sheets</th> <th>Extra Sheets</th> <th>Number of each additional 50 or fraction thereof</th> <th>Fee (\$)</th> <th>Fee Paid (\$)</th> </tr> </thead> <tbody> <tr><td>-100</td><td>=</td><td>/50</td><td>=</td><td>(round up to a whole number)</td></tr> </tbody> </table>		Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)	-100	=	/50	=	(round up to a whole number)	<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Fee (\$)</th> <th>Fee Paid (\$)</th> </tr> </thead> <tbody> <tr><td>X</td><td></td></tr> </tbody> </table>		Fee (\$)	Fee Paid (\$)	X																	
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X																																	
4. OTHER FEE(S) Non-English Specification, \$130 fee (no small entity discount) Other (e.g., late filing surcharge): _____																																	

SUBMITTED BY:			
Signature		Registration No.: (Attorney/Agent)	28,309
Name (Print/Type):	Thomas Q. Henry	Telephone:	(317) 634-3456
		Date:	August 26, 2005

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Name (Print/Type)	Gail Mercer	Date	August 26, 2005
Signature		Date	August 26, 2005

#360521

WEMMH (Rev. 7/05)

7040-377; 12383N

P. 004
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

James A. Hoffmann et al.

Serial No. 09/928,198

Filed August 10, 2001

FSH FORMULATION

Before Examiner R. DeBerry

Group Art Unit 1647

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Gail Mercer

Typed or Printed Name of Person Transmitting
Correspondence*Gail Mercer*
Signature of Person Transmitting Correspondence

August 26, 2005

Date of Signature

RESPONSE TO ACTIONCommissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated May 27, 2005, please enter the following amendment in the above-identified patent application. The Commissioner is hereby authorized to charge payment of any additional fees associated with this application or credit any overpayment to Deposit Account No. 23-3030.

08/29/2005 GWORDF1 00000025 09928198

01 FC:1201 1200.00 OP
02 FC:1202 950.00 OP

#360117